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Attorneys for Plaintiffs,  
LAFACE RECORDS LLC; ELEKTRA  
ENTERTAINMENT GROUP INC.; UMG  
RECORDINGS, INC.; and WARNER  
BROS. RECORDS INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

LAFACE RECORDS LLC, a Delaware limited  
liability company; ELEKTRA  
ENTERTAINMENT GROUP INC., a Delaware  
corporation; UMG RECORDINGS, INC., a  
Delaware corporation; and WARNER BROS.  
RECORDS INC., a Delaware corporation,

Plaintiffs,

v.

JENNIFER LYNN GLASS,

Defendant.

CASE NO. 4:07-CV-04847-SBA

Honorable Saundra Brown Armstrong

***EX PARTE APPLICATION TO CONTINUE  
CASE MANAGEMENT CONFERENCE  
AND ORDER***

1 Plaintiffs respectfully request that the Court continue the case management conference  
2 currently set for April 9, 2008, at 2:45 p.m., to July 16, 2008. As further explained below,  
3 Defendant Jennifer Lynn Glass (“Defendant”) has not yet been served or appeared in this action, and  
4 therefore there is no need for a case management conference at this time.

5 1. Plaintiffs filed their initial Complaint against a John Doe defendant on September 20,  
6 2007. In order to obtain information sufficient to identify the Doe defendant, Plaintiffs also filed  
7 their *Ex Parte* Application for Leave to Take Immediate Discovery on September 20, 2007, seeking  
8 the Court’s permission to serve a Rule 45 subpoena on Defendant’s Internet Service Provider  
9 (“ISP”). On October 4, 2007, the Court issued its Order for Leave to Take Immediate Discovery,  
10 which was promptly served on the ISP along with a Rule 45 subpoena. On November 16, 2007, the  
11 ISP responded to Plaintiffs’ subpoena, identifying the Defendant, Jennifer Lynn Glass.

12 2. While the case was still in the Doe stage, the Court issued a January 4, 2008 Order  
13 granting Plaintiffs’ previous request to continue the case management conference from January 10,  
14 2008 to the currently scheduled date.<sup>1</sup>

15 3. After the ISP identified Ms. Glass, Plaintiffs sent her a letter notifying her of  
16 Plaintiffs’ copyright infringement claim and inviting her to contact Plaintiffs to attempt to resolve  
17 the dispute. Although that letter was returned undelivered, Plaintiffs made further attempts to reach  
18 Ms. Glass and were eventually able to initiate settlement talks and forward written notification of  
19 their claims. The parties did not reach a settlement.

20 4. Accordingly, Plaintiffs filed a First Amended Complaint on February 29, 2008,  
21 naming Ms. Glass individually as Defendant.

22 5. To date, Plaintiffs’ attempts to serve Defendant with process have been unsuccessful.  
23 Plaintiffs continue to attempt to serve Defendant.

24 6. Given the foregoing circumstances, a case management conference is unnecessary at  
25 this time. Plaintiffs therefore respectfully request that the Court continue the case management  
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27 <sup>1</sup> The Court also issued a January 22 Order granting Plaintiffs’ request for a 90-day extension of time  
28 to effectuate service.

1 conference currently set for April 9, 2008, at 2:45 p.m., to July 16, 2008, or such other date as  
2 conveniences the Court.

3 7. Plaintiffs will provide Defendant with a copy of this request and any Order  
4 concerning this request when service of process occurs.

5 Dated: March 26, 2008

HOLME ROBERTS & OWEN LLP

6  
7 By: /s/ Matthew Franklin Jaksa

MATTHEW FRANKLIN JAKSA

8 Attorney for Plaintiffs  
9  
10

11 **ORDER**

12 Good cause having been shown:

13 **IT IS ORDERED** that the case management conference currently set for April 9, 2008, at  
14 2:45 p.m., be continued to July 16, 2008 at 2:30 p.m.

15 The parties shall **meet and confer** prior to the conference and shall prepare a joint Case  
16 Management Conference Statement which shall be filed no later than ten (10) days prior to the Case  
17 Management Conference that complies with the Standing Order For All Judges Of The Northern  
18 District Of California and the Standing Order of this Court. Plaintiffs shall be responsible for filing  
19 the statement as well as for arranging the conference call. All parties shall be on the line and shall  
20 call (510) 637-3559 at the above indicated date and time.

21 **IT IS SO ORDERED.**  
22

23 Dated: 3/27/08

24 By: *Saundra B. Armstrong*  
25 Honorable Saundra Brown Armstrong  
26 United States District Judge  
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